

Message Text

UNCLASSIFIED

PAGE 01 BRUSSE 00844 081548Z

50

ACTION L-03

INFO OCT-01 EUR-25 ISO-00 SCSE-00 SCA-01 EB-11 CIAE-00

INR-10 NSAE-00 RSC-01 DRC-01 /053 W

----- 104194

R 081510Z FEB 74

FM AMEMBASSY BRUSSELS

TO SECSTATE WASHDC 9855

UNCLAS BRUSSELS 0844

STATE FOR L/EUR - MR. RUSSELL

E.O.11652: N/A

TAGS: CPRS, BGEN, BE

SUBJECT: AMERICAN LAWYERS IN BELGIUM CONTINUE TO HAVE DIFFICULTIES

REF: BRUSSELS A240

GIVEN BELOW IS AN INFORMAL EMBASSY TRANSLATION OF A
LETTER RECEIVED IN EARLY FEBRUARY BY TWO AMERICAN LAWYERS
IN BRUSSELS FROM THE BELGIAN MINISTRY OF THE MIDDLE CLASSES.
EMBASSY COMMENTS AND RECOMMENDATIONS FOLLOW BY SEPTTEL.

QUOTE:

(A) DEAR SIR:

I HAVE THE HONOR TO INFORM YOU THAT YOUR PROFESSIONAL IDENTITY
CARD WAS RENEWED ON JUNE 27, 1973, FOR THE FOLLOWING ACTIVITIES:

" LEGAL COUNSELLOR IN COOPERATION WITH THE FIRM OF CLEARY,
GOTTLIEB, STEEN & HAMILTON." THE PERMIT IS VALID UNTIL
SEPTEMBER 30, 1977.

(B) I WOULD LIKE TO REMIND YOU, HOWEVER, THAT THE ACTIVITIES
WHICH YOU ARE AUTHORIZED TO EXERCISE ARE ONLY THOSE SPECIFICALLY
STATED ON YOUR PROFESSIONAL IDENTITY CARD AND THAT THE FOLLOWING
CONDITIONS ARE APPLICABLE:

1) YOUR ACTIVITIES MAY BE ONLY IN FIELDS WHICH ARE NOT

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 BRUSSE 00844 081548Z

GOVERNED BY BELGIAN LAW. THAT IS TO SAY, FOREIGN LEGAL

COUNSELLORS ARE PROHIBITED FROM GIVING LEGAL ADVICE ON MATTERS OF BELGIAN LAW OR FROM PURSUING, EVEN ON BEHALF OF A FOREIGN CLIENT, MATTERS OF BELGIAN LAWS OR REGULATION.

2) A FOREIGN LEGAL COUNSELLOR IS ALSO PROHIBITED FROM SEEKING PAYMENT OF DEBTS AND FROM PLEADING BEFORE BELGIAN COURTS OF JUSTICE, ADMINISTRATIVE COURTS OR COURTS OF ARBITRAION.

3) THE RESTRICTIONS ABOVE APPLY TO ALL THE FOREIGN LEGAL COUNSELLORS' ASSOCIATES, PARTNERS AND STAFF MEMBERS (OF WHATEVER NATIONALITY AND REGARDLESS OF ANY QUALIFICATIONS THEY MAY PERSONALLY POSSESS). FOREIGN LEGAL COUNSELLORS ARE PERSONALLY RESPONSIBLE THAT NONE OF THEIR ASSOCIATES CONDUCT ANY ACTIVITY WHICH FOREIGN LEGAL COUNSELLORS ARE NOT THEMSELVES AUTHORIZED TO CONDUCT.

FURTHERMORE, WITHOUT PREJUDICE TO THE VALIDITY OF REGULATIONS IN EXISTENCE BEFORE DECEMBER 31, 1971, FOREIGN LEGAL COUNSELLORS ARE NOT AUTHORIZED TO HAVE ON THEIR STAFF, TO ASSOCIATE WITH OR TO COOPERATE WITH ANY PERSON POSSESSING A DOCTORATE OR BACHELOR'S DEGREE IN BELGIAN LAW.

THIS RULE SHALL NOT LIMIT, HOWEVER, RELATIONS WHICH MAY BE ESTABLISHED WITHIN THE LIMITS OF BELGIAN LEGAL ETHICS, BETWEEN FOREIGN LEGAL COUNSELLORS AND MEMBERS OF THE LEGAL PROFESSION IN BELGIUM SUCH AS LAWYERS AND NOTARIES.

4) ADVERTISING FOR BELGIAN CLIENTS OR TOLERATING OTHERS TO ADVERTISE IS PROHIBITED TO FOREIGN LEGAL COUNSELLORS.

THE USE AT ANY TIME OF THE NAME OF A BELGIAN ASSOCIATE IS PROHIBITED.

5) THE ONLY TITLE WHICH MAY BE USE PROFESSIONALLY IS "LEGAL COUNSELLOR."

IT IS PROHIBITED TO USE THE TITLE OF LAWYER, UNDER WHATEVER FORM, (EVEN IN TRANSLATION) AND ONE MAY NOT HAVE A TITLE FOLLOWED BY A REFERENCE TO A SPECIFIC NATIONALITY.

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 BRUSSE 00844 081548Z

AN AFFILIATION TO A FOREIGN BAR MAY NOT BE USED BY A FOREIGN LEGAL COUNSELLOR.

(C) THESE CONDITIONS ARE IMPOSED WITH THE PURPOSE OF MAINTAINING THE SMOOTH OPERATION OF THE RULES AND CUSTOMS WHICH GOVERN LEGAL ACTIVITIES IN BELGIUM, CONSEQUENTLY, YOU WILL UNDERSTAND THAT THE CONTINUED VALIDITY OF YOUR PROFESSIONAL IDENTITY CARD IS DEPENDENT UPON A STRICT OBSERVATION OF ALL OF THE ABOVE

CONDITIONS. ANY EXPANSION OF YOUR ACTIVITIES INTO FIELDS NOT
PERMITTED BY THE IDENTITY CARD, OR ANY OTHER INFRINGEMENT, WILL
PUT YOU IN IMMEDIATE DANGER OF LOSING THE CARD.

SINCERELY,
FOR THE MINISTER OF THE MIDDLE CLASSES
F. FLORIDOR, INSPECTOR

END QUOTE
STRAUSZ-HUPE

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 08 FEB 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974BRUSSE00844
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: BRUSSELS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740247/aaaabrqe.tel
Line Count: 123
Locator: TEXT ON-LINE
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: BRUSSELS A240
Review Action: RELEASED, APPROVED
Review Authority: kellerpr
Review Comment: n/a
Review Content Flags:
Review Date: 27 FEB 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <27 FEB 2002 by elbezefj>; APPROVED <11 APR 2002 by kellerpr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: AMERICAN LAWYERS IN BELGIUM CONTINUE TO HAVE DIFFICULTIES
TAGS: CPRS, BGEN, BE
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005